



1772  
16166  
5/17/01

Patent  
Docket No: 54664USA4A.002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Bonnie Weiskopf Albrecht, Mark David Gehlsen,** Group Art Unit: 1772

**Connie Lynn Hubbard, David Loren Vall, Bryan C.**

**Feisel, and Steven J. Flynn**

Serial No.: **09/325,963**

Filed: **June 4, 1999**

Examiner: **Leanna Roche**

For: **BREATHABLE POLYMER FOAMS**

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on:

May 8, 2001  
Date

Kara Welle  
Signature Kara Welle

### AMENDMENT UNDER 37 C.F.R. 1.111

Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In response to the Official Action dated February 27, 2001, please amend the application as follows:

#### In the Claims:

13. ~~(Amended)~~ An article comprising a breathable foam layer, the layer comprising a thermoplastic, amorphous polymer, the foam layer further having at least one major surface and having porosity in a direction perpendicular to a major surface.

25. ~~(Amended)~~ An article comprising at least two layers wherein at least one layer comprises a breathable, ~~amorphous~~, thermoplastic foam having at least one major surface and having at least one ruptured cell, and wherein the foam layer has porosity in a direction perpendicular to a major surface of the foam and wherein a second layer comprises a polymeric material.